



SHARON KELLER
PRESIDING JUDGE

MIKE KEASLER
BARBARA P. HERVEY
BERT RICHARDSON
KEVIN P. YEARY
DAVID NEWELL
MARY LOU KEEL
SCOTT WALKER
MICHELLE M. SLAUGHTER
JUDGES

COURT OF CRIMINAL APPEALS

P.O. BOX 12308, CAPITOL STATION
AUSTIN, TEXAS 78711

DEANA WILLIAMSON
CLERK
(512) 463-1551

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GENERAL COUNSEL
(512) 463-1600

Wednesday, June 17, 2020

12th Court of Appeals Clerk
Katrina McClenny
1517 W. Front, Room 354
Tyler, TX 75701
* Delivered Via E-Mail *

Re: Pendergraft, James Ray
CCA No. PD-0474-19
Trial Court Case No. 007-1264-17

COA No. 12-18-00091-CR

The Court of Criminal Appeals has this day issued the mandate in the above-referenced and styled case number. The mandate will be transmitted electronically only.

*****COURT OF APPEALS CLERK*****

MANDATE RECEIPT ACKNOWLEDGEMENT

Pursuant to Rule 51.2(a)(1) T.R.A.P, please acknowledge receipt of the mandate of the Court of Criminal Appeals in the above numbered and styled case via this [email link](#).

Sincerely,

A handwritten signature in black ink that reads 'Deana Williamson'. The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Deana Williamson, Clerk

cc: Presiding Judge 7th District Court (Delivered Via E-Mail)
State Prosecuting Attorney (Delivered Via E-Mail)
District Clerk Smith County (Delivered Via E-Mail)
District Attorney Smith County (Delivered Via E-Mail)
Austin Reeve Jackson (Delivered Via E-Mail)
Michael J. West (Delivered Via E-Mail)
James Pendergraft



TEXAS COURT OF CRIMINAL APPEALS
Austin, Texas
M A N D A T E

TRIAL COURT NO. 007-1264-17

COURT OF APPEALS NO. 12-18-00091-CR

THE STATE OF TEXAS,

TO THE COURT OF APPEALS FOR THE 7TH SUPREME JUDICIAL DISTRICT — GREETINGS:

Before our **COURT OF CRIMINAL APPEALS**, on **APRIL 29, 2020**, the cause upon appeal to review, revise or reverse your Judgment between:

JAMES RAY PENDERGRAFT

VS.

THE STATE OF TEXAS

CCRA NO. PD-0474-19

was determined; and therein our said **COURT OF CRIMINAL APPEALS** made its order in these words:

"This cause came on to be heard on the **APPELLANT'S** Petition for Discretionary Review, and the same being inspected, it is **ORDERED, ADJUDGED AND DECREED** by the Court that the Petition for Discretionary Review be **GRANTED**.

The judgment of the Court of Appeals is **VACATED** and the cause is **REMANDED** to the Court of Appeals, in accordance with the Opinion of this Court, and that this decision be certified below for observance."

WHEREFORE, We command you to observe the order of our said **COURT OF CRIMINAL APPEALS** in this behalf and in all things to have it duly **RECOGNIZED, OBEYED AND EXECUTED**.

WITNESS, THE HONORABLE SHARON KELLER, Presiding Judge

of our said **COURT OF CRIMINAL APPEALS**, with the Seal thereof

Annexed, at the City of Austin,

on this day **Wednesday, June 17, 2020**.

A handwritten signature in cursive script that reads 'Deana Williamson'. The signature is written in black ink and is positioned above a horizontal line.

DEANA WILLIAMSON, Clerk